

REMARKS

This application has been reviewed in light of the Office Action dated May 29, 2003. Claims 1-8 are currently pending. Claims 1 and 2 have been amended. Claim 8 has been added.

Claims 1, 4, 6 and 7 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Pehrsson et al.* (U.S. 6,314,183) in view of *Martensson et. al.* (U.S. 5,151,946). Claims 2 and 3 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Pehrsson et al.* (U.S. 6,314,183) in view of *Martensson et. al.* (U.S. 5,151,946) and further in view of *Ohtsuka* (U.S. 5,923,71), and Claims 5 has been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Pehrsson et al.* (U.S. 6,314,183) in view of *Martensson et. al.* (U.S. 5,151,946) and further in view of Wohl (WO 92/09163).

With regards to Claims 1, 4, 6 and 7, independent claim 1 has been amended to recite “a controller coupled to the detector and operative to control rotation of the opening/closing device to the opening angle by deactivating the opening/closing device in response to receiving the output signal from the detector.”

In contrast, *Pehrsson et al.* does not teach deactivating a device in response to an output signal from a detector, which indicates a desired opening angle of the device, as presently recited in Claim 1.

Pehrsson et al. clearly discloses that the controller can perform only the following functions:

Turn on/off a display,

Terminate an on-going call, and

Execute a stand-by power-conserving mode. (See Column 4, lines 28-40 of Pehrsson).

Martensson discloses a switch for actuating a linear motor, which operates as long as the switch is manually depressed. Thus, Martensson does not have a controller operative to automatically deactivate the motor in response to a control signal indicative of the desired opening position of a sub-body relative to a main body.

In contrast, the invention, as recited in claim 1, discloses a controller operative to deactivate the opening/closing device in response to receiving the output signal from the detector. Accordingly, the opening/closing device operates automatically, not manually, as suggested by Martensson.

Accordingly, even if the motor of Martensson were incorporated in Pehrsson, the controller of Pehrsson et al. would not be able to deactivate a motor, as disclosed in this reference, in response to a signal from a position-sensitive detector, because Pehrsson, as discussed above, lacks any teaching of performing such an operation.

Thus, Claim 1 is not obvious in light of the cited combination. Claims 4, 6 and 7 depend from Claim 1 and are not obvious at least for the same reasons as discussed in regard to Claim 1.

The rejection under 35 U.S.C. 103(a) of Claims 1, 4, 6 and 7 is respectfully requested to be withdrawn.

Turning to Claims 2 and 3, in addition to the above-discussed references, cites Ohtsuka as showing the features claimed in these claims. Ohtsuka, like Pehrsson and Martensson, does not teach a mechanism automatically deactivating the device once it has reached the desired opening position. Claims 2 and 3 depend from Claim 1 and are unobvious in light of the cited combination at least for the same reasons as discussed above in regard to Claim 1.

Withdrawal of the 35 U.S.C. 103(a) rejection of Claims 2 and 3 is respectfully requested.

Claim 5 has been rejected in view of Pehrsson et al., Martensson and further in view of Wohl. Wohl cannot remedy the drawbacks of the Pehrsson/Martensson combination, as discussed in reference to Claim 1. Thus, since Claim 5 depends from Claim 1, it is unobvious over the cited combination.

Withdrawal of the 35 U.S.C. 103(a) rejection of Claim 5 is respectfully requested.

In view of the preceding remarks, it is respectfully submitted that all pending claims, namely Claims 1-8, are in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicants' attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell". The signature is fluid and cursive, with the first name "Paul" and last name "Farrell" clearly distinguishable.

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